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UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

FILED IN CLERKS OFFICE

United States District Court Office of The Clerk 1 Courthouse Way, Suite 2300 Boston, MA. 02210

DATE: MElt&Mer53,A20071

U.S. DISTRICT COURT DISTRICT OF MASS.

RE: CRYER v. DENNEHY ET AL,

CASE#: 1:05-cv-11289

Dear Clerk,

Please find enclosed an original and two copies of my Notice Of Appeal and Certificate of Service to be filed for service according to F.R.A.P. 3 (d).

Respectfully submitted,

Derek Sincere Black Wolf Cryer, Pro Se Derek Sincere Black Wolf Cryer, Pro Se SBCC P.O. BOX 8000 Shirley, MA. 01464-8000

CC: file/10-3-07

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UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

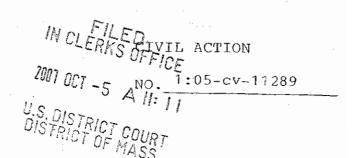
DEREK SINCERE BLACK WOLF CRYER

Plaintiff,

V.

KATHLEEN DENNEHY, MICHAEL THOMPSON, CAROL MICI, GREG McCANN, TINA RANNO, MAE ROBINSON, GREG POLADIAN, TOM LAVELLE, WILLIAM TAYLOR

Defendants,



NOTICE OF APPEAL

Notice is herby given that Plaintiff in the above named case, hereby appeals to the United States Court Of Appeals for the first circuit from the final judgement from an order dismissing without prejudice for failure to exhaust administrative remedies; and dismissing with prejudice Plaintiff's harassment and retaliation claims for failure to state a claim that was entered on the 22nd day of August 2007.

DATE: October 3, 2007

Derek Sincere Black Wolf Cryer, Pro se SBCC
P.O. Box 8000
Shirley, MA. 01464-8000

CC: file/10-3-07

UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CERTIFICATE OF SERVICE

I Derek Sincere Black Wolf Cryer, as Pro Se, under the pains and penalty
of perjury, certify that on this 3rd day of October 2007
I did serve the Office of the Clerk of the United States District Court who
is located at 1 Courthouse Way, Suite 2300 in Boston Massachusetts 02210 with
the foregoingNotice Of Appeal for case#1:05-cv-11289
by first class mail, postage prepaid.
Derek Sincere Black Wolf Cryer, Pro Se Derek Sincere Black Wolf Cryer, Pro Se
Derek Sincere Black Wolf Cryer, Pro Se SBCC
DATED: October 3 , 2007 P.O. BOX 8000

Shirley, MA. 01464-8000

CC: file/10-3-07